

COMMISSION MEETING MINUTES
May 19, 2015

The Board of Davis County Commissioners met on May 19, 2015 at 10 am in room 303 of the Davis County Administration Building, 61 South Main Street, Farmington, Utah. Members present were: Commissioner P. Bret Millburn - Chair, Commissioner John Petroff, Jr., Commissioner Jim Smith, Clerk/Auditor Curtis Koch, Chief Deputy Civil County Attorney Neal Geddes, and Deputy Clerk/Auditor Janet Hanson.

Agenda as posted

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PUBLIC NOTICE is hereby given that the Board of Davis County Commissioners, Farmington, Utah, will hold a Commission Meeting at the Davis County Administration Building, 61 South Main Street, Room 303, Farmington, Utah, commencing at **10:00 a.m. on May 19, 2015.**

OPENING

Pledge of Allegiance – Cheri Mayer, Davis County Tax Administration

RECOGNITIONS, PRESENTATIONS AND INFORMATIONAL ITEMS

Public Notice of Special Commission Meeting *tonight* in connection with West Bountiful City Council Meeting

BUSINESS/ACTION

Adam Wright, Davis County Public Works Interim-Director, presenting:

Agreement with Morgan Pavement Maintenance with Notice to Proceed – surface seal (Mastic) of existing pavement on the Causeway (payable)

Chris Sanford, Davis County Library Director, presenting:

Agreement with Command Protection Services, Inc. – security management services during the Kaysville Branch Library Grand Opening event (payable)

Mike Moake, Davis County Legacy Events Center Marketing, presenting:

Agreement with Sports Car Club of America – national motorized sporting event (receivable)

Lewis Garrett, Davis County Health Department Director, presenting:

Amendment with R & R, LLC –extension to existing lease for WIC’s Woods Cross location (payable)
Agreement with University of Utah Health Plans – establishes Health Dept. as a participating provider under the health plan (receivable)
Agreement with Utah Dept. of Health –develop public health emergency preparedness for Ebola (receivable)

Jeff Oyler, Davis County Planning Department, presenting:

Request approval of two lot subdivision – Moss Hollow Place Subdivision with improvement agreement and grant of lien for postponement of installation of public sidewalk improvements on lots 1 and 2 (n/a)

Chief Deputy Kevin Fielding, Davis County Sheriff’s Office, presenting:

Grant amendment with Utah Division of Emergency Management – DR-1955 Hazard Mitigation grant award increase (receivable)
Agreement with DeeEll Fifiield – consultation services for the Pre-Disaster Mitigation Plan for Davis County (payable)

BOARD OF EQUALIZATION

Cheri Mayer, Davis County Tax Administration, presenting:

Request to ratify the 2015 Davis County Delinquent Property Tax Sales, approve the associated minutes and the Auditor’s Tax Deeds that will be recorded (receivable)
Request approval of the Property Tax Register

CONSENT ITEMS

Meeting Minutes – May 5
Check Registers

COMMISSIONER COMMENTS

PUBLIC COMMENTS (3 Minutes per Person)

Cheri Mayer, Davis County Tax Administration, led the Pledge of Allegiance. All in attendance were invited to stand and join in.

Special Meeting - West Bountiful City Council

Commissioner Millburn gave public notice of a special Commission Meeting tonight in connection with West Bountiful City Council Meeting at 7:30 pm, located at 550 North 800 West.

Farmington Canyon closed

Sergeant Ellis Bruch, Davis County Sheriff’s Office, announced as of May 17th, the US Forest Service has closed Farmington Canyon temporarily due to the amount of water and slides they are experiencing in the Canyon. Currently, there are 45 active slides on the road in Farmington Canyon. Due to the events over the weekend, in which a car-sized boulder fell onto the road, they have decided to dynamite the other slides to help mitigate the danger presented by the slides. Farmington Canyon will be closed until the US Forest

Service is done with their mitigation of the slides.

Commissioner Smith heard from the Sheriff that there were some families camping that were cut-off by the boulder. Ellis said there were 5 vehicles trapped above the boulder. The gate above, an egress to Bountiful, was still closed and is impassable. Davis County Public Works came and bulldozed the boulder off of the road. Once everyone was out of the canyon it was closed.

Adam Wright, Davis County Public Works Interim-Director, indicated that Robert Smith and Rocky Hamblin were the individuals who assisted in getting the boulder moved in Farmington Canyon. Robert, from the audience, described their procedure of moving the boulder.

Agreement &
Notice to
Proceed
#2015-121
Morgan
Pavement
surface seal of
Causeway

Adam Wright, Davis County Public Works Interim-Director, presented an agreement and notice to proceed #2015-121 with Morgan Pavement for the surface seal (mastic) of existing pavement on the Causeway. Payable amount is \$200,175.00. Period of contract is June 8-19, 2015, which will be prior to the Moonlight Bike Ride scheduled for July 3rd.

Commissioner Petroff made a motion to approve. Commissioner Smith seconded the motion. All voted aye. The document is on file in the office of the Davis County Clerk/Auditor.

Agreement
#2015-222
Command
Protection
Services
security at
Kaysville
Library grand
opening

Chris Sanford, Davis County Library Director, presented agreement #2015-222 with Command Protection Services, Inc. to provide security management services during the Kaysville Branch Library Grand Opening event August 14-15, 2015. There will be set-up on August 14th for the party on the 15th which will need overnight security. The payable amount is \$612.00.

Commissioner Smith made a motion to approve. Commissioner Petroff seconded the motion. All voted aye. The document is on file in the office of the Davis County Clerk/Auditor.

Agreement
#2015-223
Sports Car
Club of
America
national
motorized
sporting event

Mike Moake, Davis County Legacy Events Center Marketing, presented agreement #2015-223 with Sports Car Club of America for a national motorized sporting event. Mike explained the event was originally scheduled to be held in St. George and they chose to come to the Legacy Events Center. It will be a big event utilizing all of Legacy Events Center's resources. It is a receivable in the amount of \$2,790.00. Period of contract is June 25-28, 2015.

Commissioner Petroff made a motion to approve. Commissioner Smith seconded the motion. All voted aye. The document is on file in the office of the Davis County Clerk/Auditor.

Amendment
#2013-382C
R&R LLC to
extend WIC's
lease in
WX/Bountiful

Brian Hatch, Davis County Health Department Assistant Director, presented the following:
Amendment #2013-382C with R & R, LLC for a three year extension to the existing lease for WIC's Woods Cross/Bountiful location. It is a payable amount of \$60,610.32. Period of contract is November 1, 2015 through October 31, 2018.

Commissioner Smith made a motion to approve. Commissioner Petroff seconded the motion. All voted aye. The document is on file in the office of the Davis County Clerk/Auditor.

Agreement
#2015-224
U of U Health
Plans for
Health Dept. as
a provider

Agreement #2015-224 with the University of Utah Health Plans to establish the Health Department as a participating provider under the health insurance plan. The receivable amount is dependent upon service billed. Period of contract is May 1, 2015 with automatic renewal at one year unless terminated accordingly.

Commissioner Smith made a motion to approve. Commissioner Petroff seconded the motion. All voted aye. The document is on file in the office of the Davis County Clerk/Auditor.

Agreement
#2015-225 UT
Dept of Health
Ebola
emergency
preparedness
plan

Agreement #2015-225 with the Utah Department of Health to develop a supplemental public health emergency preparedness plan for Ebola. Brian explained they will also train health partners regarding Ebola preparedness. He indicated the plan will also assist with all emerging situations. Receivable amount is \$20,000.00. Period of contract is April 1, 2015 through September 30, 2016.

Commissioner Smith made a motion to approve. Commissioner Petroff seconded the motion. All voted aye. The document is on file in the office of the Davis County Clerk/Auditor.

Commissioner Millburn asked about the status of Ebola at the moment. Brian reported that Sierra Leone, Africa, has been cleared of any cases of Ebola. There have been no new Ebola cases reported in the U.S., and there is continued active monitoring of travelers.

Jeff Oyler, Davis County Planning Department, presented request for approval of a two lot subdivision along with an improvement agreement and grant of lien #2015-226 for postponement of installation of public sidewalk improvements. The Moss Hollow Place Subdivision is located approximately at 1050 North in the unincorporated portion of Kaysville and is in a cul-de-sac. The lien is for the postponement of the installation of public sidewalk improvements on lots 1 and 2. Commissioner Millburn noted from reading the minutes of the Planning Commission Meeting that Davis County staff had recommended the contractor install the sidewalks while they were making improvements on the entire street. Jeff said the Planning Commission determined sidewalks were not necessary at this time. He said this is common in areas where there are no established sidewalks. If sidewalks are ever requested by the homeowners it will be their responsibility to pay for them according to the improvement agreement. The other two homes in the cul-de-sac were built in a private right-of-way. There is room for one more home to be built. All of the homeowners were in agreement not to have sidewalks. Commissioner Petroff understands the homeowners want to keep a country feel.

Commissioner Petroff made a motion to approve. Commissioner Smith seconded the motion. All voted aye. The document is on file in the office of the Davis County Clerk/Auditor.

Chief Deputy Kevin Fielding, Davis County Sheriff's Office, presented the following:
Grant amendment #2013-555B with Utah Division of Emergency Management for a funding increase of \$31,000.00 for the DR-1955 Hazard Mitigation Grant. The funding is to re-write the Pre-Disaster Mitigation Plan which will be addressed in the following agreement (#2015-227). Period of contract is August 1, 2013 through August 30, 2016.

Commissioner Smith made a motion to approve. Commissioner Petroff seconded the motion. All voted aye. The document is on file in the office of the Davis County Clerk/Auditor.

Agreement #2015-227 with DeeEll Fifield for consultation service to re-write the Pre-Disaster Mitigation Plan for Davis County. Mr. Fifield was the author of the original plan. Payable amount is service dependent of \$60/service hour up to \$31,000.00. Period of contract is from signing to September 30, 2016.

Commissioner Petroff made a motion to approve. Commissioner Smith seconded the motion. All voted aye. The document is on file in the office of the Davis County Clerk/Auditor.

Commissioner Millburn indicated the next item on the agenda, will be addressed as a Business/Action item of the Commission Meeting rather than as the Board of Equalization.

Cheri Mayer, Davis County Tax Administration, presented a request to ratify the 2015 Davis County Delinquent Property Tax Sales, approve the associated minutes with the correction of Commissioner Millburn's name, and approve the Auditor's Tax Deeds of the 3 properties that were sold to be recorded. The sold properties were preferred sales. She indicated there were still interested buyers for some of the properties that were struck to the County. They have been instructed to work with Tony Thompson in the Davis County Planning Department. The associated minutes are as follows:

Approval of 2 lot subdivision Moss Hollow Place and improvement agreement and grant of lien #2015-226

Grant amendment #2013-555B UT Div of Emergency Management DR-1955 funding

Agreement #2015-227 DeeEll Fifield consultation service Pre-Disaster Mitigation Plan

Minutes of 2015 Delinquent Property Tax Sale

<p align="center">MINUTES OF THE 2015 DAVIS COUNTY DELINQUENT PROPERTY TAX SALE</p>			
<p>Held May 13, 2015 at 10:00 am. in the Davis County Administration Building, 61 South Main Street, Farmington,</p>			
<p>Welcoming: Curtis Koch, welcomed everyone to the 2015 Real Property Delinquent Tax Sale. Curtis recognized County elected officials. Cheri Mayer, Davis County Deputy Clerk/Auditor "Called the 2015 Five Year Delinquent Clerk/Auditor's Tax Sale to Order" and explained the rules for the sale and the Utah State Code. Cheri also explained that this is a buyers beware sale and that all sales are final, then conducted the sale on behalf of the Elected Clerk/Auditor Curtis Koch.</p>			
<p>Those present from the County: Commissioner John Petroff Jr., Commissioner P. Bret Millburn, Clerk/Auditor Curtis Koch, Clerk/Auditor Chief Deputy Heidi Voordeckers, Civil Attorney's Neal Geddes & Michael Kendall, Cheri Mayer, Diane Law, Treasurer Mark Altom, Jean Shaw, Treasurer Chief Deputy Jonathan Lee, Diane Mark, Recorder Richard Maughan, Recorder Chief Deputy Laile Lomax, Anthony Thompson, Surveyor Max Elliott, Surveyor Chief Deputy Kyle Corbridge and Assessor Dale Peterson.</p>			
<p>Notes: *Some properties may be identified as preferential sales. These are parcels that have been determined by the County to be sold without competitive bidding. These parcels are generally small and preference is given to the owner of the adjacent and abutting property. In many cases the parcel is already being used by the adjoining property owner.</p>			
<p>*Some properties may be struck to the County for public purposes such as being part of a roadway, public easement or a detention basin, or property may be struck to the County due to no bid.</p>			
<p>*Some properties may have been withdrawn from the sale. The reasons for withdrawal may be that the proper notice has not been given or erroneous legal descriptions, bankruptcy, duplicate assessments have been discovered or deferrals or settlements have been granted by the Davis County Commission.</p>			
Parcel	Original Owner	Amount of sale	Name of Purchaser
01-005-0030	Green Atlas Inc.		Redeemed by Owner
01-083-0053	Pleasant Valley Investments LC		No bid - Struck to County
01-104-0073	DW Bailey LLC		Redeemed by Owner
01-113-0049	Abel, Joe Shannon & Dauneen		Redeemed by Owner
01-125-0034	Hansen, James B & Virginia		Redeemed by Owner
01-263-0003	Tub Doctor of Utah/Maddocks Refinishing Inc.		Redeemed by Owner
01-402-0004	Seiter Phillipps Holding Company LLC		Redeemed by Owner
02-097-0099	Carlson, Don L & Glenna I		No bid - Struck to County
03-024-0146	Balahadia, Mary Joyce O		No bid - Struck to County
03-025-0055	Cespedes, Alfredo		Redeemed by Owner
03-032-0052	Richland Inc.		Redeemed by Owner
03-035-0009	SMA Property Management LLC		Redeemed by Owner
03-248-0005	Ensign Development Group LLC		Redeemed by Owner
04-001-0034	Sims, Daniel A & Janice B		Redeemed by Owner
05-001-0167	Gibson Robert P & Meredith A		No bid - Struck to County
05-048-0016	Waters, Mark Ronald & Jerry M		No bid - Struck to County
05-050-0040	Spencer, Jewelya C and Harbor Bay Partners LC		Redeemed by Owner
06-086-0003	Morrison, Lynn D		Redeemed by Owner
06-097-0112	Jacobsen, Kraig J		Redeemed by Owner
06-108-0035	Phillips, Jnette & Desiree		Redeemed by Owner
07-062-0009	Garcia, Catherine Jean		Redeemed by Owner
07-272-0044	Tuscany Village PUD HOA		Redeemed by Owner
07-272-0045 07-272-0049	Tuscany Village PUD HOA		Redeemed by Owner
07-272-0046	Tuscany Village PUD HOA		Redeemed by Owner
07-272-0047	Tuscany Village PUD HOA		Redeemed by Owner
08-001-0080	Kaysville I LLC		No bid - Struck to County
08-051-0216 08-051-0230	Farmington Crossing on Spring Creek Pond HOA		Redeemed by Owner
08-082-0023	Holzer, Y J	\$695.28	Preferred Sale to Farmington City

08-463-0371	Gardner Bts Old Farm LLC	\$725.06	Preferred Sale to Farmington City
09-115-0025	Boulden, Vicki		Redeemed by Owner
10-046-0123	Allred, William Dale & Lorraine		Redeemed by Owner
10-089-0080	Western Supply & Service LLC		Redeemed by Owner
10-271-0007	Layton Wash on Main LLC		Redeemed by Owner
12-003-0195	BAC Logan LLC		Redeemed by Owner
12-004-0120	Hof, Emmet A & Patty Jean		Redeemed by Owner
12-017-0047	Hof, Emmet A & Patty Jean		Redeemed by Owner
12-135-0007	Allred, Bob "B" & Sidona		No bid - Struck to County
12-314-0228	Mair, Justin Travis and Waith, Antionette		Redeemed by Owner
12-535-0120	Dye, Jeffrey A & Christina	\$193.63	Preferred Sale to: Jon Shaw
12-544-0129	Springfield Estates Phase 4 Homeowners Association Inc.		Withdrawn
12-544-0130	Springfield Estates Phase 4 Homeowners Association Inc.		Withdrawn
14-002-0063	Gallegos, Manuel M & Emma P		Redeemed by Owner
14-074-0091	Knudsvig, David E		Redeemed by Owner
14-074-0093	Voisard, Dale E & Sheri L		Redeemed by Owner
14-125-0004	Miller, Steve Les & Nora Patricia		Redeemed by Owner
This concluded the 2015 Davis County Clerk/Auditor Real Property Delinquent Tax Sale.			
		Prepared by:	Cheri Mayer
			Davis County Deputy Clerk/Auditor

Commissioner Petroff made a motion to approve. Commissioner Smith seconded the motion. All voted aye.

Commissioner Millburn thanked Cheri and the rest of the team for all their hard work and effort that goes into the sale and for getting the homes off of the list. Cheri said the Tax Sale Team worked very hard and they did a lot of homework in preparation of the sale. She also expressed her appreciation of the committee.

Board of
Equalization

Commissioner Petroff made a motion to convene as the Board of Equalization. Commissioner Smith seconded the motion. All voted aye.

Property Tax
Register
approved

Diane Law, Davis County Tax Administration, presented the Property Tax Register which reflected 7 properties with 5-year delinquent property taxes which related to the 2015 Davis County Delinquent Property Tax Sale and were struck to the County for the associated fees to be abated; 1 veteran abatement; and 1 four-year correction.

Commissioner Smith made a motion to approve. Commissioner Petroff seconded the motion. All voted aye.

Reconvene
Commission
Meeting

Commissioner Petroff made a motion to reconvene Commission Meeting. Commissioner Smith seconded the motion. All voted aye.

Check registers
approved

Check registers as prepared by the Davis County Clerk/Auditor’s Office were approved with a motion by Commissioner Smith. Commissioner Petroff seconded the motion. All voted aye. The documents are on file in the office of the Davis County Clerk/Auditor.

Meeting
minutes
approved

Commissioner Smith made a motion to approve the Commission Meeting minutes of May 5, 2015. Commissioner Petroff seconded the motion. All voted aye. The document is on file in the office of the Davis County Clerk/Auditor.

Commissioner comments:

Commissioner Petroff encouraged everyone to turn off their sprinklers while Mother Nature continues to provide moisture. Doing so helps the water supply to last longer. He said you only need a half-inch a week to water a lawn. In his observation, most people are not watering and that they want to do the right thing. He indicated Weber Basin Water has been installing secondary water meters in new developments. They can then provide customers with a comparison report of their water consumption compared to their neighbors. Weber Basin has seen a 50% reduction in water use based on the meter even though a penalty is not imposed. He indicated, eventually all secondary systems (approx. 70,000) will have meters installed. Due to the cost of installing the meters (\$500-\$1000/meter) it will be done over a long period of time. He said that when people find out what they can do, they want to do the right thing, which is great to see even though there are no requirements or penalties.

Commissioner Smith hopes that Davis County sets the right example of not watering when it is raining. He challenged the new Facilities Director, Mack McDonald, who was in the audience, with the task.

Commissioner Millburn said Mack had recently sent him a report of what Facilities is doing to conserve. They are on top of it and making sure Davis County is setting the example.

Commissioner Smith also commented that this morning he toured the new Kaysville Branch Library and noted the grand opening is still on schedule for August 15, 2015. He said it is a tremendous facility and everyone is absolutely going to love it! He also commended the Library Board and thinks they are great!

No public comments.

Meeting adjourned.

Clerk/Auditor

Chair